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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

12 TIM ROSAS,) Case No. C-08-5000-MHP
13 v. Plaintiff,) E-FILING CASE
14) [PROPOSED] ORDER DISMISSING
15) CASE BASED ON LACK OF
16 UNITED STATES OF AMERICA,) PROSECUTION, NON-OPPOSITION TO
17) DEFENDANT'S MOTION TO DISMISS,
18) AND THE MERITS OF DEFENDANT'S
Defendant.) MOTION TO DISMISS

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2 After review of the files and materials in this case, Plaintiff's failure to file an opposition to
3 Defendant's Motion To Dismiss For Lack Of Subject Matter Jurisdiction, Plaintiff's lack of prosecution
4 of this case as he did not appear at the January 5, 2009, hearing on Defendant's Motion To Dismiss, and
5 as there is merit to Defendant's Motion To Dismiss, this Court hereby grants Defendant's Motion To
6 Dismiss For Lack Of Subject Matter Jurisdiction and dismisses this case [WITH] [WITHOUT] prejudice.
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IT IS SO ORDERED.

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9 Dated: 1/7, 2009

10 By:

